

Amendments to Senate Bill No. 345  
1st Reading CopyDATE 2.16.09BILL NO. SB 345

Requested by Senator Bruce Tutvedt

For the Senate Local Government Committee

Prepared by Leanne Heisel  
February 16, 2009 (11:42am)

1. Page 4, line 10.

**Strike:** "1 year"**Insert:** "6 months"

2. Page 4, line 11.

**Strike:** "The"**Insert:** "Subject to the provisions of subsections (3)(c) and  
(3)(d), the"

3. Page 5, line 3.

**Following:** "(c)"**Insert:** "(i)"

4. Page 5.

**Following:** line 6**Insert:** "(ii) The interim zoning district or interim regulation remains in effect for 6 months from the date of adoption of the resolution under subsection (3)(c)(i). The board of county commissioners may adopt a resolution to extend the duration of the interim zoning district or interim regulation for an additional 1-year period if:

(A) not less than 60 days before conclusion of the 6-month period, the board holds a public hearing for which notice is provided as required in subsection (3)(a);

(B) at the public hearing the board gives the public an opportunity to be heard regarding extending the duration of the interim zoning district or interim regulation;

(C) for 30 days after the public hearing, the board accepts written protests to extending the duration of the interim zoning district or interim regulation as provided in subsection (3)(d); and

(D) protest is not sufficient to prevent extending the duration of the interim zoning district or interim regulation."

5. Page 5, line 7.

**Strike:** "adoption of the resolution to establish"

**Insert:** "the public hearing on extending the duration of"

6. Page 5, line 8.

**Strike:** "the creation"

**Insert:** "extending the duration"

7. Page 5, line 13.

**Strike:** "the establishment"

**Insert:** "extending the duration"

8. Page 5, line 14.

**Strike:** "resolution" through "void"

**Insert:** "board may not adopt a resolution to extend the duration of the interim zoning district or interim regulation and may not consider the area for inclusion in an interim zoning district or to be subject to an interim regulation for a period of 1 year"

9. Page 5, line 17 through line 19.

**Strike:** subsection (3)(d)(iii) in its entirety

- END -

Explanation - This amendment allows for establishment, without protest, of an interim zoning district or regulation for a 6-month period. An extension of the duration of the interim district or regulation for an additional 1-year period is allowed if the board of county commissioners holds a hearing, accepts protest, and the protest is not sufficient to prevent the extension.